

THE MARTHA'S VINEYARD COMMISSION

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MINUTES OF JUNE 21, 1990

MARTHA'S VINEYARD COMMISSION MEETING

The Martha's Vineyard Commission held a joint public hearing with the Edgartown Wastewater Commission and the Edgartown Historic District Commission Thursday, June 21, 1990 at 8:00 p.m. at the Basement of the Old Whaling Church, Main Street, Edgartown, Massachusetts regarding the following Development of Regional Impact (DRI):

Applicant: Playhouse Theatre Realty Trust
Charlotte Hall, Trustee
Benjamin L. Hall, Agent
P.O. Box 98
Edgartown, MA 02539

Location: Main Street
Edgartown, MA

Proposal: Construction of a theatre, office and shop spaces qualifying as a DRI since the proposal is greater than 1,000 square feet.

Robert T. Morgan, Sr., Chairman of the Land Use Planning Committee, (LUPC), asked any members of the Wastewater Commission to come forward and join the Martha's Vineyard Commission and Historic District Commission at the front table. Mr. Stewart Fuller, Chairman Wastewater Commission joined the other Commissioners. Mr. Morgan then read the Playhouse Theatre Realty Trust Public Hearing Notice, opened the hearing for testimony, described the order of the presentations for the hearing, and introduced Tom Simmons, MVC Staff, to make his presentation.

Mr. Simmons reviewed staff notes (available in their entirety in the DRI and meeting files) using wall displays to show the location, layout and size of the proposal. Mr. Simmons reviewed correspondence received as of June 20th from his staff notes correspondence summary and then proceeded to review correspondence received as of today, June 21, 1990. Summary follows of Town/Regional Board correspondence: (full text available in the DRI and meeting files): FROM: M.V. Transit Authority, DATED: June 21, 1990. The one-time cash gift of \$20,000 would be most likely applied towards a lease/purchase of capital equipment to expand the vehicle fleet for transit service into downtown Edgartown. These funds may need to be held into reserve for a period of time until there are available funds to operate an additional vehicle; FROM: Edgartown Board of Health (EBOH), DATED: June 19, 1990. The EBOH has had limited opportunity to review this proposal in a formal sense. The obligations of the BOH in this matter

are limited to advisory only and in that vein we offer these comments. The BOH does feel that the office space (225 GPD) and the retail space (115 GPD), will contribute further to an already overburdened system. In total, this proposal will contribute approximately 587 gallons per day of additional wastewater flow. The BOH considers the 242 GPD increase (replacing the Shute Building with a 214 seat theatre) a substantial increase however, one which is in the interests of the public's health. Going to the movies is a significant social process which contributes to the general well being of our society. The BOH supports the replacement of the ice cream parlor and apartment with a movie theatre. The BOH supports the Wastewater Commission in their position limiting increases in flow throughout the Town and more directly regarding the Playhouse Theatre Realty Trust Proposal. Whereas, this proposal would contribute a substantial increase in wastewater flow, the MVC might consider requiring that the applicant provide the Wastewater Treatment Plant with a Belt Filter Press, specifications provided by the Wastewater Department, for processing effluent products. This in itself would assist the Town in handling flows which exceed the design parameters of the Wastewater Treatment Plant. The Wastewater Commissioners have requested this piece of equipment several times only to be turned down by the voters at town meeting. With a Belt Filter Press, the Town would be better able to accommodate the increase in flow projected by the Playhouse proposal (214,000 gallons per year); FROM: Edgartown Conservation Commission, DATED: June 21, 1990. The consensus of the Commission is that they would not be adverse to the loss of the present park space as a result of the project provided that the proposal smaller park is designed in a manner that would encourage public use. The Commission does not want to see the park become simply a decorative area adjacent to the theatre/retail space. Mr. Hall has said that he would be willing to work with the Commission to this end. In the course of discussion last night, the idea of a "design contest" for the planning of the park was entertained with enthusiasm by the Commissioners. It is further understood by the Commission that Mr. Hall would be responsible for instituting the agreed-upon design and that the park would thenceforth be maintained by the Town through the Conservation Commission. Mr. Simmons stated that he has received 14 letters in the past hour, 1 is a repeat of a letter summarized in the staff notes, the other 13 are in favor of the proposal.

Mr. Simmons then discussed the photos of the model that the applicant has displayed and made the following comments: the two parking areas shown on the photos are not part of the proposal, they are owned by other parties; the trees shown in the photo must be off scale because the height is too high for new plantings; the shadows projections are in error since this model shows the sun coming from due north. Following Mr. Simmons presentation he answered questions from the Commissioners.

Mr. Sullivan, MVC Commissioner, asked Mr. Simmons if he knows the ratio of movie theatre to office space/retail? Mr. Simmons responded that the movie theatre has 2 stories so that has to be considered. The ratio is about 2 to 1, office/retail space to movie theatre space.

Mr. Lee, MVC Commissioner, asked if you can tell from the girth of the large maple and the elm how old the trees are? Mr. Simmons responded he could not. However he spoke to the Natural Heritage Program about this and was told that the 5th largest elm trees in New England has a girth of 115 inches at 4 1/2 feet about the ground. He had no other calculations after that. This tree is greater than 80 inches. I don't know the exact age but it is substantial. The maple I do not know. Mr. Lee asked if we could please get the estimated age.

When there were no further questions for Mr. Simmons, Mr. Morgan called on the applicant to make his presentation.

Mr. Phillip Magnuson, applicants agent, stated that he has prepared a memorandum and he distributed this to the Commissioners. (This memorandum is available in its entirety in the DRI and meeting files.) Mr. Magnuson reviewed this memo which covered the following topics: Introduction; Summary of the Project; Developments since the May 25, 1989 Hearing, Parking, Traffic, Septic Flow, Noise and Screening Concerns, Run-off, Fire and Safety Concerns, Architectural and Aesthetic concerns; A Project Satisfies the Regulatory Criteria for Approval by the MVC, the Edg. Historic Commission and the Edg. Wastewater Commission; Consistency with Local Regulations, Zoning, Wastewater, Historic District; The Movie Theatre is Preferable to Other Types of Development Allowed by Zoning and Municipal Regulations; Conclusions as follows: The Applicants request approval of this project from the MVC, Edg. Wastewater Commission and the Edgartown Historic Commission. Our hope is to begin construction in the Fall in order to have the movie theater in operation for the Summer of 1991. Because we must also seek zoning relief from the Edgartown Zoning Board of Appeals, we request that each of the Commissions renders its decision at the earliest possible time. Mr. Magnuson thanked the Commissions for their careful attention to his presentation and asked each of the Commissioners on each of their boards for their consideration. One procedural matter which he addressed was that Mr. Moore mentioned that the MVC was concerned about the changeover in MVC Commissioners during the time that this hearing has been pending. I had Ben Hall run to his office and there is a provision in Chapter 30A where if not all of the persons making a decision heard the evidence or read all of it, that the Commission should submit the proposed tentative decision to the applicant and permit him to submit his responses. I would happy to provide you with a copy of that statute. Perhaps it may be the safest alternative to follow under these circumstances. That of course would pertain only to the MVC because you are the only ones governed by Chapter 30A.

Mr. Morgan thanked Mr. Magnuson for his offer but stated the MVC is all set. We do have the proper number and all towns are represented. So the concern I had earlier is no longer a concern. We have the required quorum. Mr. Morgan then called on questions for Mr. Magnuson from the Commissioners.

Ms. Colebrook, MVC Commissioner, made a comment to his earlier statement regarding the 15 gallons per day (GPD) and the 35 GPD used for the ice cream shop. For the record, Title V requires the use of

Dept. of Environmental Protection's (DEP) wastewater estimates and that is 35 GPD. Mr. Magnuson stated that was considered.

Mr. Stuart Fuller, Chairman of the Wastewater Commission, stated that the original permit to change from a dry goods store to a ice cream parlour never sought review by the Wastewater Commission. It was granted by the Board of Health. Peter Look told Mr. Vancour, Wastewater Commission, that the flow granted when they exchange use from retail to the ice cream parlour they used 15 GPD. It was asked if this was the Board of Health decision or the Wastewater Commission? Mr. Fuller stated it was the Board of Health. As I said the Wastewater Commission never saw that for review. Mr. Magnuson stated that his point would only be that if we are going to apply Title V standards we should apply all the way through. Mr. Fuller stated that what was used was 15 GPD so we should use 15 GPD before and after.

Mr. Lee, MVC Commissioner, asked if Mr. Magnuson could tell him the size of the original theatre was that burnt down in 1961? Mr. Magnuson stated that he can not but there was a gentleman in the second or third row that had a photograph. Perhaps that would be helpful. Mr. Lee stated that he is curious as to the actual size of the physical building itself? Mr. Brian Hall stated that the seating capacity was 585 and the size of the lot was approximately 6,000 sq. ft. and it virtually covered the entire lot.

Mr. Magnuson then showed the photo of the previous theatre at the request of the Commissioners.

Ms. Greene, MVC Commissioner, asked if the Commission could please have a letter from the Fire Chief stating that he has no concerns about the build and how they will get into the building in case of fire? Mr. Magnuson stated that we asked him for a letter and he said that he would provide one if requested by the Commission. Ms. Greene stated it is being requested. Ms. Greene then asked when the traffic study was done? Mr. Magnuson responded it was begun in late August, I believe, I could pull the dates out for you. Then we came back again so we could get a rainy day study and we did it on a rainy Saturday, I believe September 18th. So there was actually at least 2 days of study, and perhaps a 3rd day. Ms. Greene asked if the August counts were on a weekday or weekend? Mr. Magnuson responded weekend.

Ms. Bryant, MVC Commissioner, asked about the expectation of 6-10 part/full time jobs, where will they be housed? How do they plan to address the fact that a 2 bedroom apartment will no longer be available? How will they address a drop off area for the elderly and handicap? Also the planned use for the bathrooms? Mr. Magnuson stated that the apartment that is presently in the Shute Building in recent years has been used only for summer housing. We are not making any provision for creating any housing in this project. We cannot address all concerns in the area in this single proposal. As far as the drop off area, we have considered it, we have thought about it. The problem being that the ideal spot for one would be on South Summer Street and because it is one way you would have traffic pulling over on the wrong side, the left side, in the travel lane to let passengers out. It might create as much difficult as it would help with the

problem. Perhaps Mr. Moore, applicant's architect, can add to that. He is the one that has looked at those concerns more than I have. What I can respond to is that this is just not a good site to do it. Either on Main Street or on South Summer Street. He closed by stating that the bathrooms will remain available for movie patrons and for store patrons.

Ms. Greene, asked about the quote of ratio to lot area, you are including this mini-park is that correct? Mr. Magnuson responded absolutely. Ms. Greene continued so if the 3,000 sq. ft. were taken off you would be talking about a much smaller building to lot ratio? Mr. Magnuson stated but the 3,000 sq. ft. is part of the lot and will continue to be part of the lot. Ms. Greene asked about setbacks? Mr. Magnuson stated that it meets current zoning. Mr. Moore stated that the minimum is 5 feet is current zoning and this is up to 8 feet. The building is not exactly parallel. Ms. Greene asked if there is an exit at the back of the building? Mr. Moore responded there is an emergency exit.

Mr. Morgan asked Mr. Moore to make his presentation.

Mr. Moore, project architect, stated he will be very brief since Mr. Simmons and Mr. Magnuson have given such thorough presentations. I do want to comment on certain things that are of a planning or aesthetic nature. I will be referring to drawings on the wall. The first drawing in the upper left hand corner shows, I think, the diversity that exists in Edgartown. I think since that drawing is done it has already changed to some degree. The movie theatre being only one of the things. The grocery store moving out and some other things like that have happened. So I think that this project is crucial from the point of view that it is preserving the diversity and the number of things that are used by year round as well as summer residents on the Vineyard. In terms of the general planning and use of the site. We are dealing with a large building and the way we have tried to overcome the problems of dealing with a large building is to put the theatres in the back corner of the lot so that the buildings which are fronting on Main Street and South Summer Street appear to be much smaller in scale. In fact, unless you are flying over the site, you never really do see the full size of this building. I think the two perspective sketches in the center show that. The tallest part of the building is presently 35 ft. high and that is the top of the gable roof that fronts on Main Street. It should be noted that the height of the gable roof fronting on South Summer Street is not 35 ft. high, it is under the 32 ft. height requirement. Because the width of that portion of the building is not as wide as the part of the building fronting on Main Street. The other thing that is important to realize is that the building is pulled 50 ft. back from Main street. So it isn't as if, when you look at the elevations, everything is on one plain. When you look at the photograph of the model or the perspective, you are looking at this 35 ft. height that is 50 ft. back from the Street. So it doesn't appear to be of the size that it appears to be in the flat elevation drawing. We have discussed the possibility of changing that roof pitch. It would be possible to reduce the roof pitch on that building to meet the 32 ft. height requirement. But we have done a survey of the other buildings on the

street and most of them have roof pitches of between 7 and 12 and 10 and 12. We felt it was important to keep this building in that same vocabulary. It could probably be dropped to 7 and 12 but it would still be over the 32 ft. height requirement. There is a drawing on the table over there that shows alternatives. In terms of material this building will be clapboarded, it will have a shingled roof, and double hung windows. Even though it is slightly wider than other buildings on the street, it is 4 ft. wider for instance than the hardware store, it will be in scale and character with other buildings in this part of the Town. I think a couple of references have been made to the arcade. There is an arcade which wrap around the inside of the building connecting it to the covered walkway from the mini-park, Main Street to South Summer Street. It provides a covered place for people to line up before going to the movies. It provides them with some protection if it happens to be raining and it is a great improvement over the problem of people spilling directly out into Main Street which happened at the Town hall. I think that covers the things that I think need covering at this point and I would be happy to answer questions.

Ms. Colebrook, MVC Commissioners, asked in respect to the trees, the 2 ancient ones in particular, what attempts have been made to preserve them for the public and the future? Mr. Moore responded that we have made an attempt to preserve only the trees that are along the edge of South Summer Street. It is not possible to put the space that needs to be on there and preserve those trees.

Ms. Allen, MVC Governor's appointee, stated that she thinks it would be very useful to see the model. If there is one available why isn't it here? Mr. Moore stated there are a couple of reasons why it is not here. One is that it is large and cumbersome. The other is that a model is not always the best way to see the project because you are standing around looking down on the top of it. The advantage of the model photographs, if you take the time to look at them, is that it puts you in the relationship to the building that you are in if you are a pedestrian. That simply isn't true with a model. Ms. Allen asked is the model available somewhere? Mr. Moore responded it is available. It is in my office in pieces. Everytime we want to move it we have to reconstruct the whole thing.

Mr. Terry Simmons, Historic District Commission, stated that he notes that of all of the photographs on the wall that you took of the model, the one that we are the most concerned with is noticeable missing. That is the South Summer Street vista. We talked to you about this. Mr. Moore stated there is a photograph of that on the table as you come in.

Ms. Sibley, MVC Commissioner, stated that a question was asked early about the ratio of movie theatre to the rest of the complex. In the answer to the question it was noted that the movie theatre is 2 stories high. So perhaps the better way to understand the question is to ask what is the ratio in cubic feet. Mr. Moore stated that in terms of volume it is just under $1/2$, between $3/8$ and $1/2$, of the volume of the building that is devoted to the movie theatre. Ms. Sibley asked what are you talking about? Mr. Moore stated he is

talking about the theatre. I am not including the arcade walkway. I am including the lobby, the 2nd floor space where there is no floor, the storage areas on that second floor for theatre use.

Mr. Sullivan asked if the HVAC system is a heat pump? Mr. Moore responded yes. Mr. Sullivan asked about the wastewater? Mr. Moore stated it is a so-called pump and dump system. Mr. Sullivan asked how much wastewater will be produced and where will it be dumped? Mr. Moore stated that he doesn't have an answer to that. Mr. Morgan asked Mr. Moore to provide the answer in writing for the Commission.

Mr. Lee asked, do I understand correctly that there is a 1 story plan? Mr. Moore responded yes but it is not present. As you can imagine there really isn't a lot of enthusiasm for it. Because it is just retail space with the proper amount of parking and it fits all the rules. Mr. Lee asked isn't there a way to reduce the roof height? Mr. Moore stated that the only simple one is to reduce the roof pitch. Which has some aesthetic considerations. Given the need for handicap access at the first floor, I don't see that it makes sense to sink the whole thing into the ground. That will create a lot of ramp problems to get places. When we get into floor heights there may be a way to bring it down somewhat but it won't amount to more than 2 or 3 feet. Mr. Lee asked where is the handicap access? Mr. Moore responded everywhere. The whole 1st floor is at grade so that a handicap person can get into the theatre. There are handicap restrooms, an elevator to the 2nd floor, etc.

Mr. Terry Simonds, stated that at our public hearing and several times when you were before the Historic District Commission, we asked if there was anyway that you could reduce the facade as seen from the South Summer Street side. One suggestion that was made by several people on the Commission was if the commercial space on the 2nd floor of the South Summer Side could be deleted thereby lowering the roofline. Changing the entire roof line and providing a sort of slope up to the large building that runs perpendicular to Main Street. The way it is perceived now by quite a few people is that this is quite an abrupt wall of construction as you come down Main Street. You don't have the benefit of any buildings to soften it as you do on Main Street. You don't have the benefit of a building to hide it because you have the parking lot right there. Albeit it is private property and it may not be parking lot in the future. Have you thought any further about the changing of the "L" that sticks out. Mr. Moore stated that after one of our meetings with your Commission we did look at the idea of making it look more like a residence somehow. Mr. Simonds stated that I think we sort of nixed that idea. But diminish the scale. Mr. Moore stated that he can't speak fully for the economics of it but basically we need that commercial and office space to carry the theatre space. So anytime that you begin taking away that other space that supports the theatres it is an economic problem for the project. If you look at the elevations of the buildings along South Summer Street that particular part of it is lower than the Charlotte Inn, just slightly higher than the house to the right of it, and it has been reduced. It is not the same dimension as the one that fronts on Main Street. We have made a conscious effort to make it smaller. I think that it is just that you would like to see it even

smaller and that has economic impacts.

Ms. Charlotte Hall, applicant, stated that she was talking with the "Maple Man" at the Arnold Arboretum, because that is the tree you seem to be the most concerned with. From what he could gather it is approximately 40 years old. So it is not as ancient as you may think. It is a maple and when they get to that age they become very brittle and it is what they call an overmature tree. Unless it is in a virgin forest, they generally tell landowners that it is time to take them down. The question came up before so I consulted with the people at the Arnold Arboretum. I thought that was the best expert I could find. I really don't know about the elm.

Mr. Benjamin Hall, Sr. stated that the elm is overgrown with ivy and I think I have something from the Tree Warden. He has gone through and looked at the trees. We gave him the inventory. One of those trees he says is ill. I don't know whether it is the maple or the elm. Mr. Morgan asked Mr. Hall to see that the Commission receives that in writing? Mr. Hall stated that he will get it to you as soon as he can.

Mr. Payna, Atlantic Design Engineers, spoke regarding the traffic study and methodology that was used in developing that. He stated in November of 1989 we originally filed our impact evaluation of the project. Subsequently it was reviewed by McDonough and Scully, and on March 1990 he had comments. Those comments have been incorporated into the report. Essentially our three main issues that we were addressing was traffic, sewage, and of course parking. The report goes into detail. The traffic situation was evaluated over two weekend in September on a Friday and Saturday for both weekend. He summarized their conclusions relative to these items. Based on our report we have determined and the findings that we have determined the project will result in a minimal increase and will not cause significant impact on traffic and pedestrian conditions in downtown Edgartown. The Main Street/South Summer Street intersection operates adequately but does approach capacity on summer weekends under existing conditions right now. Of most concern to us in this report is that the pedestrian volumes are significant and would decrease the operating conditions of the intersection. The safety of pedestrians is of prime concern. Based on our evaluation, the project is anticipated to result in the occupancy of 11-17 parking spaces above and beyond the existing use. This project will result in an increase in actually waterflow of about 401 gallons per day sewage based on either the 15 gpd for the ice shop or 35 gpd. It would actually aid in this area in improving the groundwater quality through the removal of the existing cesspool. We recommend that the following measures be completed for mitigating impacts related to the proposed project: provide pedestrian police officers to control during peak hours of use as far as the theatre is located; to install a location map at the mini-park indicating areas for pedestrians and locating and determining the best routes for their destination; the proponent will mitigate any impact to the public transport system by working with the shuttle service to develop methods to provide additional ridership capacity and/or improve the ability of the shuttle service to access the immediate surroundings. That is essentially our evaluation, our

report.

Mr. Fuller, Wastewater Commissioners, asked how you reached the conclusion that only 401 gallons will be the flow? Mr. Payna stated that based on the existing report that was read early in the evening, taking into account the 35 gpd per seat the actual number comes up to 570 gpd. Mr. Fuller stated that the staff notes say a proposed flow at build out of 1356. So the difference there isn't 401. Mr. Payna stated that we are subtracting 570 from the existing conditions. If you evaluate that at 35 gpd per seat for the ice cream shop and the difference there would be 570.

Ms. Greene asked if the projected traffic numbers considered the fact that the Town Hall may be having meetings there at the same time as the movie theatre would be open? Mr. Payna stated he would check the methodology but I believe we did take the major events in Town into consideration. Ms. Greene stated that previously the Town Hall was not used for a meeting hall because it didn't have handicap access so it wasn't used for large meetings. Now it can be. Mr. Payna stated he would like to check that and get back to you.

Ms. Colebrook stated that she would like to reiterate the point that the gentleman from the Wastewater Commission brought up. That is as I read this the existing wastewater flow generated today is 370 gpd. If you use Title V sewage flow estimates you come up with 1356 gpd, irrespective of the point that they once upon a time used 15 gpd for an ice cream shop instead of 35 gpd. I still don't understand how you get a 500 gpd difference. It appears to me to be almost 1,000 gallons per day. These figures are on the staff notes, Page 6. Mr. Payna stated based on the 35 gpd you do come up with a the difference of 786 gpd. I stand corrected.

When there were no further questions for the applicant, Mr. Morgan called on testimony from Town Boards at 9:55 p.m.

Mr. Ted Morgan, Edgartown Board of Selectmen (BOS), stated he would like to preface any remarks by saying that the BOS support the construction of a theatre in the center of Edgartown. It is long overdue. We think we deserve a nice, modern comfortable theatre. Something that the Town Hall was not. We did have some concerns. This is a massive project that is something new and different for the Town of Edgartown. When you look at this project and compare it to other retail operations on Main Street it is a massive project that takes up a considerable area. I think our main concerns were, again the concern of Mr. Magnuson, variances. I have talked to the Halls about the height limitations and they have explained the reasons why it is 35 ft. high on Main Street. Even though it is set back, all the other buildings on Main Street are not anywhere near that height. But these are situations that have to be resolved. They mention the fact that concerning parking, they've volunteered to give \$20,000, one time, amount of money to the Transit Authority. It is kind of ridiculous to accept \$20,000 and not be able to do anything with it until you can get some kind of vehicle in which to operate. I agree that we should emphasize the use of the Transit Authority and the trolley system and I would hope that somewhere along the line there

would be an agreement at least to assist the Transit Authority in getting another vehicle. I think there is going to be increased traffic. But let me say one thing, traffic doesn't bother me anymore. I think that traffic surveys are an exercise in futility. It is a waste of time, effort and money whether it is your traffic engineer or the traffic engineer for a proponent. When you talk about traffic in the middle of Edgartown in the middle of the summer there isn't an engineer in this world that can do a damn thing about it. It is going to happen. If there is a theatre here people are going to come in and go to the theatre if they have to park at the school and walk or whatever. These things don't concern me specifically. I would hope that somewhere along the line that we can work out these problems with the Historic District Commission, the Zoning Board of Appeals, etc. and that we do have this theatre in particular. God knows we have waited for years for this thing and I know all the people in Town, and specifically the business people and the hotel people, can't wait for this thing to happen. I do hope we can resolve the other issues.

Walter Delarusso, Chairman of the Edgartown Planning Board (PB), stated that we too, along with the Selectmen, support a theatre in downtown Edgartown. Regarding the question that arose of trees that have to be taken down, more trees can be replanted and they can last another hundred years if they are planted in the proper spaces. Most of the area on the South Summer Street side can be camouflaged by nice, new elm trees. The parking keeps coming up with every project. It came up with the A&P project. Everybody was afraid with the magnitude of the A&P project. Yet, when it is done, it is going to be something that everyone can be proud of. I think the Halls in turn will do the same thing in this Town because of the pressure that has been put on them to do something of that magnitude. It seems that when parking comes along with mass transit it is time that we start putting all the energy, all the money that we have spent on traffic studies, and maybe buy a couple more trolley's or buy a parking lot with the money we spend on traffic studies. As far as the Sewer Department, there has been money allotted. But every year it costs more money as far as regulations and so forth and so on. If we don't act on that soon it is going to be doubled again. There is money put away for it. That is another thing that projects like this bring up. So all these little things that are bothering everybody can be resolved and all this energy can be put towards those things. So we at the Planning Board would like to see movies back in the downtown areas and hope that they will be all year round movies and not just summer movies. Thank you.

Mr. Stewart Fuller, Wastewater Commissioner, stated that what he has to say concerns flow into the Plant. I really emphasize the need that Edgartown has to upgrade and improve the wastewater treatment facility. We are a plant committed to 250,000 gpd. Summer flows average between 255,000 and 315,000 gpd. Quite a bit over capacity. We are currently in violation of not only the gallonage but the strength and the quality of the effluent that leaves the plant. We are over capacity. I am emphasizing that we really need to go in and to the extend that the plant. It is really needed in the downtown area to protect the harbor, the environment, the Great Ponds, everything. It is very important to upgrade the plant. Mr. Fuller

gave a background of rules and regulations. In May of 1988 we revised our regulations and came up with maximum one time increase in flow for applicants of 75 gpd. We have been very consistent with that so far. Since then we have not gone over that in any of our applications. I remember at a public hearing that we had Mr. Morgan emphasized that we must be consistent in our rules and regulations. Making sure not to go over the 75 gpd increase in flow. However, as had been noted in the staff notes there are exceptions that can be considered. So what we have is an existing flow from this building of 400 gpd from the Shute Building. This however is not really a permitted flow. What is the permitted flow for this building is approximately 270 gpd. Because as I said earlier tonight they are permitted for their 2 bedroom apartment upstairs and what use to be a dry goods store below. Which is significantly less quantity of flow than what we have from Mad Martha's Ice Cream Shop. So approximately 270 gpd is what the permitted flow is. So it is an increase over the permitted flow of about 786 gallons. Another issue of concern is the state of the Shute Building. It might be required by the Historic District that this building be moved, let's say to across the street. Then we are still going to see the exact same flow which would be another increase that has not been mentioned tonight. There was discussion on the sewer main that was installed on South Summer Street and that is considered a benefit to the good of the whole town. We have taken some flow from some condemned systems and brought it on line into the sewer plant. We treat it and it is much less of an impact on the plant than a pump-out. The minutes from our meeting of January 11th, 1990 states that this proposed sewage is to serve only existing buildings. As you all know we have stated we will allow no transfer of flow. We don't recognize the flow from existing, or old existing systems, such as the Town Hall. The best way for you all to understand that we are overcapacity at the plant is the odors that you have smelled when you drive past in the summer. That odors proves that we are overcapacity. That we are not treating enough of what is coming in. We have a very strong, industrial flow that comes into the plant from the commercial area that is about twice the strength as that from the residential areas. This is a result of all the restaurants that are in the downtown area that use a lot of grease, etc. The Wastewater Commission is in favor of the concept of a theatre yet we urge the MVC to limit the size and flow of this entire project. It is an increase of 786 gallons and I don't think that right now, we have seen enough benefits of the project. If we could get a new plant built and on line a project like this would be welcome. But right now we are over capacity. I see some people out in the audience who have applied and been denied sewage flow increases. We have been strict with our rules and regulations and I think we need to stay strict with that in light of the fact that we are going through the process with the Department of Environmental Protection to get permission for a new plant. We are finishing up our planning study and I think that to allow a large increase of flow like this would not bode well with DEP.

Mr. Young, MVC Commissioner, asked what is the permitted flow? Mr. Fuller stated he couldn't give the exact gallonage.

Mr. Early, MVC Commissioner, asked, the Wastewater Commission denied the application, is that correct? Mr. Fuller responded denied it and

then rescinded the denial and referred the application to the Martha's Vineyard Commission. Mr. Early asked should the MVC take favorable action on this particular application is there any reasons why your Commission would approve the application? Is there any reason why your Commission would act any differently? Mr. Fuller stated I believe so. Mr. Early asked so in other words it is possible that if this Commission approves the application then the Edgartown Wastewater Commission might look favorably on the application? Mr. Fuller responded it might and then it might not. We really need to hear all the evidence. One thing that we had asked, and not as yet seen the answer to, is the fate of the Shute building, which would increase the flow if that was to stay on line. The Wastewater Commission has the right to deny or grant this application based on what we feel is the best interest of the environment, all the ground water, town and private wells. We have to look at this for overall benefits and detriments. Mr. Early asked your Commission still has an open mind in light of the previous denial? Mr. Fuller responded yes.

Mr. Simonds testified for the Historic District Commission by stating that their Commission looks at this building from quite a different standpoint than the other Commissions and boards who look at the number of parking spaces, amounts of gallons, number of vehicle per milli-second or however you want to look at it. We are basing our decision and our feelings on, what is this project going to look like? We really don't care if it is a movie theatre or a grocery store. The Historic District Commission does want a movie theatre in Edgartown and we do feel it should be in the downtown area. However, trying to uphold the provisions in the by-law we are a little bit troubled by one vista of the building. The South Summer Street vista is awfully large. It doesn't look like it there but does in the photographs that we saw of the model and by comparing it with some of the other buildings on the street, some are in fact a little bit higher. The Charlotte Inn I think is. But the problem is again we are working with numbers. We are not looking at the aesthetics of it. The Charlotte Inn is 150 ft. up the street and behind a bunch of trees. You have to look awful hard to see the roof on that thing. So we are not here to shoot down this project. We are asking for some slight modifications to that South Summer Street vista to tone it down somewhat. To make it not quite so startling as you come down Main Street. Mr. Simonds then answered Mr. Fuller's question on the status of the Shute Building. We did look into the historic significance or the lack of same and we basically agreed that the Shute House is an outstanding example of early 20th century attempts to build a store and conduct a business. The building has been moved several times. It has been a photo shop and God knows what else. The building has been looked at and we are afraid that if somebody tries to move it that is going to be the end of it. We make no recommendations that that building be retained whatsoever. So that answers Mr. Fuller's question.

When there was no further town board testimony or questions, Mr. Morgan called on testimony in favor of the proposal.

Deborah Marlin testified for the Dock Street Merchants Association, a group of businesses down on Dock Street representing shop owners. We

have taken it upon ourselves to spend our own time and monies in beautifying Dock Street. We recognize it as an integral part of Edgartown, certainly an historic part and an economic part. As much as I feel that this particular block of Main Street and South Summer Street is also integral, you have to go past it to get down to where we are, I would just like to ask all of you who are going to be important factors in deciding this issue to consider that. I am taking a guess that when these numbers are done, they are done at peak times, the amount of water, traffic and parking. They are done at the most that they could be. I would like people to think back to a photograph of Main Street that was taken this winter and depicted Edgartown as a ghost town. Now I know we are at peak in July and August but being a person with a business that would like to see it a year round business, being a person who became a voting resident of Edgartown, I would like to be able to function as a full resident in Edgartown. Part of that is were I work very hard for living here I would like my escapism to be here. I would like to be able to go to the movies. I would like to see the people who frequent my business in the summer be able to go to the movies. I also would like to see public restrooms. It would be real nice if the Halls wanted to put a public restroom outside. We would like to see a movie theatre. I have enjoyed listening to all the facts and figures I've heard tonight because they are where we are going to get a decision from. If a decision is made not to do this it will be the right decision, I believe, when all of the facts are looked at. One fact that I would like to state is that myself, as a business person, a resident and a person who was at one time a vacationer here, the place that I go to the movies is the place that I eat and do my shopping. I enjoy going over to Oak Bluffs and Vineyard Haven but I would like to think that people who come to Edgartown will be able to go to the movies, eat and do some of their shopping in Edgartown. Not just in July and August but year round. The main concern of I meeting I attended this winter was the ghost town. If we think hard about it maybe we can avoid that next winter. If we don't have certain things that we need in Edgartown, no matter how many meetings we have and no matter how much we talk about it, it is going to be the same ghost town again. Since I started my business and moved to Edgartown 6 years ago the Island has virtually doubled in the size of year round population. There is no reason why Edgartown has to be more of a ghost town now than it was when it was half the population that it is now. I think this is an integral part of the community and one that I personally need because I need my enjoyment as much as I need my data and my business.

Tom Wallace testified as a year round resident, businessman and proponent of a movie theatre in the Upper Main Street District. In light of that I am speaking in favor of the project thinking that the downtown area is a good place for a movie theatre. I certainly have my concerns on size, both as it relates to aesthetics and as it relates to flow that has been discussed. In order to put that criticism in a positive light, might I suggest that possibly since Edgartown in general seems to be in favor of seeing something like this in the downtown area that maybe a tax credit for a particular period of time might be appropriate if there is a theatre and less space dedicated to retail and office space. Thank you.

Ms. Sarah Hughes testified as a summer resident of Edgartown. I first came here 20 years ago and have been here every summer for the past 11 years. I now own property here in the village proper. I have a great regard for historic areas. My husband and I own properties in 4 States each of which is in an historic area and is an historic property. I came both because of my interest in seeing the town revitalized, having read with intensity the reports during the winter, and seeing myself the evidence of less traffic in town and the effect it may be having on some of the businesses that provide me with pleasure and services I like to walk to and my husband and my 3 children, who were here earlier like to walk to. I no longer have the young woman with me who was wearing this box when she came in, but she is 8 years old, my daughter Laura and the box says "announcement, residents of Edgartown apparently must now go to Oak Bluffs or Vineyard Haven to view movies". In addition my 2 other children submitted for the record earlier this evening a number of other similar pleas at their instance, not at mine, because part of being here during their whole lives has been the fun of going to town for a movie, sometimes on their own, and then going for an ice cream. Now they are young but they are the future summer and maybe winter citizens of Edgartown and I think they are an important constituency even though I had to put them home. The rule at our house is that they have to go to bed after the movie and the ice cream so the time elapsed for them this evening. My oldest daughter who is now 11 asked me to raise one more point. That was in reviewing the offerings in Oak Bluffs and Vineyard Haven at the movie theatre her recollection from last year here was that more PG and PG-13 movies were being shown in Edgartown than are being shown currently in the other theatres and she likes to go to the movies. So she not only hopes that there will be movies in Edgartown as consistent with all of your requirements as is possible under the circumstances, but also they show movies suitable for children.

Ben Smith testified that he is an Edgartown resident and lives within 100 yards or so of this project and I own the Point Way Inn with my wife which is even closer to this project. Both as citizens of this village and as business people we are very, very concerned about the status of our Town. We hope very much that this theatre in the village will be a fact. As I understand it, if there is going to be a movie theatre in downtown Edgartown it is going to be on the Hall property. I have no idea that there is anyone else in Edgartown that has enough property to do what the Halls are suggesting. So I urge that we get with it. I would like to make 2 other points. One regarding wastewater: if everyone in this room were to go to the movie theatre and use the bathrooms there and we are all on the sewer system the incremental sewage would be zero. Is that right? If everybody at the Point Way Inn were to go to the movies and use the bathrooms there instead of at the Inn, the incremental sewage would be zero. That may be more relevant than the statistics on the amount of sewage that is generated. I would also like to state that I think parking is an overworked "buzz word" in this Town. Anybody who is against something always starts talking about parking. It seems to me that the only people who should be complaining about the parking is the Halls. Because if there is no parking and no one goes to the movies they may go broke. But the rest of us aren't going to suffer. People don't

abandon their cars in the middle of the street if there is no parking. They don't drive up on your lawns. So I don't think we need to worry quite as much as we do about parking. It is sort of a self-solving problem. As long as I am on the tape I would like to make one final comment. As I understand the political process, all of you who face us are really our agents in service and representatives. You are not here to advance your own interests you are here to take care of our village and our community. I think those of us in our village should be listened to carefully because it is just possible that we know as much about what is good for Edgartown as some of you do and I think that you should really respond to this. I don't think that there are too many people in Menemsha or Gay Head who are really to concerned about the elevation of this building or the girth of the trees or a lot of other things. We are concerned about those things because we live here and we are satisfied with this plan. It seems to me that all of you should pull together doing what I sense is what your constituency wants and maybe sometime in September the Halls can go to Lenny Jason and get a building permit and off we go.

Carolyn Osborne Seacord stated that she thinks she is probably the oldest person here who was born in Edgartown and lived all my life here. The theatre when I was a little girl was a great place. We had a lot of fun. We were handy to the theatre when we were young and Saturdays and rainy days when they had the matinees it was just great to go. It meant a lot to us because in those days there weren't cars or trolleys. Another thing that I always remember is that my father had a stroke about 1924-25. He recovered to the extent that he could walk downtown by himself, dragging his leg. He went to the theatre 3 nights before he died and loved walking down and into that theatre. I think there are a lot of older people here in Edgartown that would enjoy walking to the theatre. So that is one reason I hope we'll get it. One other things is that I lived on South Summer Street from 1943 until 1978. The theatre never bothered me. I enjoyed hearing people at night going and coming home. They never disturbed us. It was a friendly feeling. The other day I walked through the road where the American Cafe is and I felt so depressed. Every window was covered with paper. As somebody else said, it was like a ghost town. I walk the dog at night, almost every night. I park on Main Street. Some nights I see one car. Now in the winter, when the theatre was open it would be fun to go down and meet people that I know, I know quite a few at my age, and enjoy the company and the association of meeting people. I hope we get the theatre. I can't wait for it.

Juan Del Real testified that he and his wife own the Shiverick Inn and we also owned the 1940's American Cafe which we opened last October. As you know Mr. Chairman I have appeared before the Commission before and I am familiar with the issues that have been discussed in terms of traffic, wastewater, and all the other requirements that are provided for and that the Commission must look at. I don't mean to minimize any of those requirements. I think they are important. They are certainly important to an Island like this where we want to preserve the charm that we have and we want to make sure that what we place here is not going to destroy that. But at the same time I think that as I listen to these speakers and I listen to talk about traffic and sewage and so forth a question that comes to mind is how perfect can

one get? In the sense that, Ben probably said it much better than I can but, the traffic problems are with us and they are going to continue to be with us. Whether the cars are going to be on Main Street going to the movies or whether they are going to be on Main Street going to a different location, I don't think it makes any difference. On the question of the wastewater, whether it is 15 or 35 gpd, whether one considers the permitted use or not the permitted use, the fact remains that that waste water is now going through the sewer. Whether those people are going to be using bathrooms, as Ben said, at the movies or elsewhere, you know it is going to end up in the sewer anyway. Sherman Morgan at the Town meeting the other night spoke eloquently and I recall a clique that he had waited for years to state, which was something to the effect, I paraphrase: "you cannot put a 20th century traffic plan into a 17th century town". I agree with that. I also agree with the position that was stated at that meeting that it was time to bring the traffic pattern in Edgartown back to what it use to be. Which I fully support. But I think that another thing is certain and that is that you cannot retain a 17th century town if the business that provides services to that town disappears. As surely as day follows night, it will disappear unless we bring back some things to this Town that, for whatever reasons, have disappeared from the Town. Among them the postoffice, the pharmacy, the market, and, and I think more than any other thing that is missing from this Town and that has had an impact on the business in this Town as well as the residence of course, is the movie theatre. I happen to be one of those businesses that was open during last winter. I can assure you that walking out at 2-2:30 in the afternoon you could go down Main Street and not see a soul. That was last winter. I hate to see what this coming winter is going to be like since a lot of the factors that prompted that situation have not changed. We are still without all of the things that we were without at that time and we are still without a movie theatre. I believe that perhaps some of the problems confronting some of the boards that are looking at this problem is not just a question of what is to be done about the movie theatre application but perhaps a greater concern is what if we approve this application, what will follow then? Because as the member from the Wastewater Commission pointed out, if you don't do things consistently then the next project is going to also want to come through that narrow window that got opened as a result of the prior application being approved. But it seems to me that in this instance there is a perfect way of avoiding that precedent that seems to concern so many people in this Town. Because I doubt very much that any other project could basically qualify as providing the public benefit that this particular project would provide. So to the extent that there is concern about if we approve this one what happens about the next one, perhaps that exception can be looked at to provide the answer. Thank you very much.

Carol Fligor testified that she doesn't know about anybody here or in Town that wasn't enthusiastically in favor of an enlarged A&P. There was a great dispute that went on for many months over the design of the building, the landscaping, the brick sidewalks, parking spots, and so one. But I can only thank the many boards in charge for the exquisite appearance of the almost completed A&P property. It certainly was worth the time it took to get it right. Now again I

don't know of anyone who isn't enthusiastically in favor of a new movie theatre. Everybody here certainly is and they have stated it emphatically. There is no question that we need it and want it. The Halls 28 years ago choose to take the easy way out. The first to receive the Town Hall free of charge for many years and later to pay a small token rent. Now they say that the only way they can afford this is to require an unheard of number of businesses, 11 in all, to support the cost of the theatre. I say let's have the theatre that use to be on a property that only had a small store, an apartment and one movie theatre. Now they want to do 11 businesses. I say that qualifies more as a Hall Mall. I say the theatre is what everyone is in agreement about and that theatre and perhaps one or two small additions is what I think is needed far more than a Hall Mall. Thank you.

Mr. Morgan stated he is sorry that he didn't point out we are still on proponents. I am assuming that you are opposed. Ms. Fliger stated no I am not. I am in full agreement with everybody here that yes, we certainly do need a movie theatre and the sooner the better.

Steve Sack testified that he has some rental properties in Edgartown and I also own the shop where the picture that you took a look at earlier hangs. I think that what we have been shown up on the walls there is a vast improvement to what was here originally. As far as scope and scale the building that was there I think was a lot uglier than what we have to look at here. If anyone else wants to take a look at what was there I have the picture, you are welcome to take a look latter.

Sarah Osborne Seacord testified again by stating that she forget something last time that she really wants to tell you that she is really kind of proud of. In 1925 and 1926 I played the piano for silent movies.

Ellen Langoeth (??) testified that she is a homeowner and her family and grandparents have been coming here summers for 100 years. I just want to say that I am generally in favor of this theatre. One small point is that I wonder in the studies of traffic if time had been noted. You spoke of in 1986 most of the parking spaces being filled in prime time. I wondered if prime time and important times for theatre are exactly the same. It may be we have a peak traffic problem at some times and not at the other time. The other thing is that you mentioned handicaps and I am very interested and glad that you are making the floor level and easy to get in. But I wonder if it is possible to do some small thing for the handicap in terms of getting in from the street. I recall trying to take my mother to the theatre and not being able to get in near the theatre. It is fine if you are living very, very close but if you live miles away and you can't park anywhere near and you can't drive and stop for a minute to let the person off it is very hard and does deprive a big portion of the population that can't manage a long walk and parking 7 blocks away. So perhaps an officer could be used. A tradition could be that a handicap person arrives 10 minutes earlier and then could be assisted to stop for a second. I like to suggest something like that.

Ann Winer testified that she is a resident and business owner in Edgartown. She stated that she has been coming to this Island for a number of years, since the 1960s, and I think that the only thing to do in Edgartown was to go to the movies for entertainment. So it became kind of a cult thing. Everybody went to the movies. All my nieces, nephews and children remember going to the movies. It is a charm that if it is not there is something lost in Edgartown. I think if it is not there we have taken the "brass ring" away from Edgartown.

Ann Floyd testified that she has two things to say. One addresses an issue that Val Colebrook brought up and that is about the elm tree. I have been very sensitive to the death of special living things like elms, especially since we have so few of them around. But I really do believe that the death of the village has got to be kept in the forefront of our minds and I am willing to sacrifice that elm for our village. Secondly I would like to say that the residents of Chappaquiddick, and I am here as an unofficial representative, are going to benefit greatly by the addition of this movie theatre. Because to have to take the car across in addition to paying for the movie and ice cream afterwards makes a family of 4 have to pay approximately \$30.00 for a night out. It will save us a significant amount of movie to have a theatre within walking distance. Thank you.

Cathy Serick testified that she lives in Chilmark but she has a business in Edgartown, the Edgartown Wood Shop. I have noticed that last year my business fell off quite drastically and I am looking forward to the opening of the movie theatre. Although I don't live in Edgartown I always enjoyed bringing my friends and family into Edgartown for the theatre. One of the things that I love about Martha's Vineyard is that each town has its own personality. Right now Edgartown has lost a lot of its personality and I am looking forward to its getting it back.

When there were no further proponents for wished to testify, Mr. Morgan called for opponents to the project. There were none. He then called for testimony neither for nor against. There was none. Mr. Morgan called on the applicant to make his closing statements.

Mr. Magnuson stated that after all the wonderful things that the Towns people and the boards members have said, their very real desires for the children, the elderly, the business community for the community as a whole, there is not much that I can add. Mr. Fuller has indicated that accepting this wastewater will not be consistent. That somehow that is a stumbling block that just can't be overcome. I'd suggest that the regulations themselves which permit allocations of up to 75 gallons per day for business expansion or 110 gpd for residential expansions, that those are an exercise of discretion and judgement in allocating the sewage flow. The regulations permit the Sewage Commissioners to exercise their judgement to permit additional sewage flow for other buildings, other projects that are special, like this one. I think that as one of the gentlemen said before me, it is unlikely that you are going to be confronted with precedent as a result of this because it is very unlikely that you are going to have a project that has this much to offer to the Town come before you or come before the board. If we are going to go forward and have a movie

theatre we also have to go before the Board of Appeals. Therefore I would ask each of the Commissions to render a decision as soon as it possibly can so that with any luck a year from tonight we can all go to the movies. I can't avoid one clique that I like an awful lot and that is let's give the brass ring back to Edgartown.

Mr. Morgan stated that it is up the Commissioners to decide if we close this hearing. If we have gotten all the necessary information we could close it. If you want to keep it going to a latter date it is your choice. The consensus was to close the hearing.

Mr. Filley, Chairman, asked if we could get all the responses within a one week period? There were some questions that we need responses to.

Dianne Durawa testified she is Donald Vose's daughter. The only thing that I wanted to say is that I would like to know if you would address our specific concerns in considering your decision. Would you respond to the concerns that we raised in the letter from her father? Mr. Morgan stated that they will take all the correspondence under consideration.

The public hearing was closed at 10:45 p.m with the record remaining open for 1 week.

Following a short recess, Mr. Filley, Chairman, opened the regular meeting of the Commission at 11:00 p.m. and proceeded with agenda items.

ITEM #1 - Chairman's Report

Mr. Filley stated he is happy to report that Carol Borer is back home and resting comfortable and I am sure she would love to hear from Commissioners at different intervals during the next week.

Mr. Filley then stated that the resumes are in and I ask that all Commissioners take the time over the next week to go in and read the resumes. Each resume for Executive Director has a cover sheet on front to make comments. Commissioner Young has volunteered to spend a little time over the weekend and you can contact him regarding your preference of Saturday or Sunday. He continued by stating that the Search Committee will consist of the following: myself, Jim Young, John Early, Bert Fischer, Bob Morgan, Lenny Jason, Alan Schweikert, Larry McCavitt and Edith Eber. If anyone else is interested please contact me after the meeting. We will hold the first meeting on June 28th at 6:00 p.m. at the Commission offices. I would hope that everyone has had a chance to read the resumes by that time. I don't like to be pushy but we have to forge ahead with this process.

ITEM #2 - Old Business - There was none.

ITEM #3 - Minutes of June 14, 1990

It was motioned and seconded to approve the draft minutes as presented. There was no discussion. This motion passed with no opposition, 2 abstentions, Colebrook, Filley. (Allen and Harney abstained.)

ITEM #4 - Committee and Legislative Liaison Reports

Mr. Morgan reported that Land Use Planning met Monday and discussed the Playhouse Theatre, the M.V. Hospital Long Term Care Facility, and Vineyard Assembly of God, who would have been before us tonight but has been postponed. On the 25th Land Use Planning will be seeing MVY Realty Trust, Paul Adler/Spring Cove Realty Trust, Lake Tashmoo dredging, M.V. Hospital will be back, Wesley Arms, and Thimble Farms. Arthur Smith was in the other day to discuss how he should go about reapplying for another proposition he has for the Wesley Arms so he is coming back.

Mr. Wey, Commissioner, asked if you have any information on Thimble Farm? Mr. Morgan stated that it has to do with the greenhouses.

Mr. Morgan then reported as Legislative Liaison by stating that as far as our 4 man or 5 man board at the Steamship Authority it looks like some of the legislators who were very strong for Eric Turkington's 4 member board are probably going to be dealing with Representative Steve Carol and trade for Mr. Carol's 5 member board to get the bonding bill through. That is the word at the present time so I am not sure we will see the 4 member board. Representative Voke and Senator McGovern are still hashing it out on the tax plan. It is still in conference with no decision made unless it was made late today. There was some discussion about the Steamship Authority board.

Mr. Early, Chairman of the Planning and Economic Development Committee, stated that he has no report at this time.

Mr. Filley stated that the next items on the agenda, ITEM #5 & #6, will not be addressed tonight. There is a priveleged letter from council which I would ask that every Commissioner that is eligle to vote on this project read before the next meeting. We would like to vote on it. Forward any question that you might have to either John Schilling, Acting Executive Director, or myself so that if there needs to be clarification that can be done.

ITEM #5 - Discussion - Vineyard Assembly of God, Town of Tisbury

ITEM #6 - Possible Vote - Vineyard Assembly of God, Town of Tisbury

ITEM #7 - New Business

Mr. Schilling stated that in the meeting with the Hospital this last week at LUPC, Abby Taylor has offered to take us through their sewage treatment facility. It is a self contained unit and an important part

of the DRI before us. Any Commissioner that wish to attend should meet Tuesday morning at 10:00 a.m. behind the hospital.

Mr. Early asked if the Town of Edgartown has made the appointment of the new member? The response was negative.

ITEM #8 - Correspondence


The following is a summary of letters of correspondence that were read into the record (copies available in the meeting files): FROM: Dick West, DATED: 6/19/90, by telephone, gives his regards to Carol and the rest of the Commission. FROM: Charles J. Cotnoir, Simon Hickman, Marion Newhoff, Eleanore Stanwood, David Stanwood, Christopher Crosbie, Francis Rogers, and Marcell Rogers, DATED: June 1, 1990. Thanks the Commissioners of the MVC for allowing our proposal for elimination of Chromated Copper Arsenate from the bridge materials. Bridge and roadway recently declared one of the Island's few rare and endangered species habitats by the State appointed Natural Heritage Foundation. Look forward to working with the MVC again when evaluating the benefits and detriments of this proposal from the test boring results needed for final approval.

The meeting was adjourned at 11:11 p.m.

ATTEST


J. Woodward Filley
Chairman

6/28/90
Date


Albert O. Fischer, III,
Clerk/Treasurer

6-28-90
Date

Attendance

MVC Commissioners:

Present: Bryant, Colebrook, Early, Filley, Fischer, Greene, Jason, Lee, Morgan, Schweikert, Sibley, Sullivan, Wey*, Young**, Allen***, Harney.

Absent: Eber, Durawa, Benoit, McCavitt, Geller, Davis.

* Mr. Wey arrived at 8:12 p.m

** Mr. Young arrived at 8:22 p.m.

*** Ms. Allen arrived at 8:49 p.m.

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Historic Distric Commissioners: Terry Simonds, Peter Van Tassle

Wastewater Commissioner: Stuart Fuller